

11.05.2026

Item No.6

Ct.No.35

dc.

Allowed

IN THE HIGH COURT AT CALCUTTA

CRIMINAL MISCELLANEOUS JURISDICTION

C.R.M. (R) 47 of 2026

In Re : An Application for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Swarupnagar Police Station Case No. 137 of 2024 dated 06.03.2024 under Section 14A(b) of the Foreigners Act and Section 12 of the Passport Act.

And

In Re : **Tanmay Biswas**

... Petitioner.

Mr. Pabitra Biswas

... For the Petitioner.

Mr. Somnath Adhikary

... For the State.

Learned advocate appearing for the petitioner submits that the petitioner is in custody since 06.03.2024 and prosecution in order to prove its case has relied upon six witnesses.

Earlier this Court directed Mr. Somnath Adhikary, learned advocate to appear on behalf of the State. His appointment may be regularised by the concerned authorities.

Learned advocate for the State has produced the case diary along with the report of the investigating officer of the case.

The report of the State do not reflect as to what is the stage of the trial. The quantum of punishment prescribed under the Act is for a fixed period. The petitioner is in custody for more than 2 years 2 months. Having considered

the same, I am inclined to release the petitioner on bail. As such, the prayer for bail of the petitioner is **allowed**.

Accordingly, the petitioner viz., **Tanmay Biswas** shall be released on bail upon furnishing bond of Rs.20,000/-, with two sureties of Rs.10,000/- each, one of whom must be local, to the satisfaction of the learned Additional Chief Judicial Magistrate, Basirhat.

If on bail, the petitioner shall be physically present on each and every date so fixed by the learned Trial Court and shall not leave the Sub-Division of Basirhat without prior permission of the learned Additional Chief Judicial Magistrate, Basirhat.

The petitioner shall also once in a week meet with the Officer-in-Charge/Inspector-in-Charge of the concerned police station where he would be residing for a period of six months and the same would be reconsidered by the learned Additional Chief Judicial Magistrate, Basirhat after the aforesaid time period is over.

Report submitted on behalf of the State be kept with the record.

Case diary be returned to learned advocate appearing for the State.

The application for bail, being CRM (R) 47 of 2026, is, thus, disposed of.

All concerned parties shall act on the server copy of this order duly downloaded from the official *website* of this Court.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Tirthankar Ghosh, J.)